
IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

ELESHA SOTO,

Plaintiff,

v.

TARA KALATZES and GUS
KALATZES,

Defendants.

MEMORANDUM DECISION AND
ORDER OF DISMISSAL
WITHOUT PREJUDICE

Case No. 2:21-CV-223-TS-JCB

District Judge Ted Stewart

Plaintiff brings this complaint *pro se* against Defendants for events related to the lease of a property in Price, Utah. For the following reasons, the Court will dismiss the complaint *sua sponte* for lack of subject matter jurisdiction.¹

This Court can only hear cases with federal question jurisdiction—where the action arises under federal laws²—or diversity jurisdiction—where the controversy is between citizens of different states and the amount in controversy exceeds \$75,000.³ Here, the complaint only alleges state-law claims, Plaintiff and Defendants are all citizens of Utah, and the amount in controversy is \$25,000. Thus, there is no federal question or diversity jurisdiction.

Based on those defects, Plaintiff’s complaint is DISMISSED without prejudice for lack of subject matter jurisdiction.

¹ *City of Albuquerque v. Soto Enters., Inc.*, 864 F.3d 1089, 1093 (10th Cir. 2017) (“[T]he district courts have an independent obligation to address their own subject-matter jurisdiction and can dismiss actions *sua sponte* for lack of subject-matter jurisdiction.”).

² 28 U.S.C. § 1331.

³ *Id.* § 1332.

DATED June 8, 2021.

BY THE COURT:

A handwritten signature in black ink, appearing to read "Stewart", with a long horizontal stroke extending to the right.

TED STEWART
United States District Judge